

ACTS
OF THE
PARLIAMENT
OF THE
DOMINION OF CANADA

PASSED IN THE SESSION HELD IN THE
FOURTEENTH YEAR OF THE REIGN
OF HIS MAJESTY

KING GEORGE VI

BEING THE
SECOND SESSION OF THE TWENTY-FIRST PARLIAMENT

Begun and holden at Ottawa, on the Sixteenth day of February, 1950, and
closed by Prorogation on the Thirtieth day of June, 1950.



FIELD MARSHAL THE RIGHT HONOURABLE
VISCOUNT ALEXANDER OF TUNIS
GOVERNOR GENERAL

PART II

LOCAL AND PRIVATE ACTS, NOT INCLUDING DIVORCE ACTS

An index to Divorce Acts may be found at back of this volume.

OTTAWA
PRINTED BY EDMOND CLOUTIER, C.M.G., B.A., L.Ph.,
LAW PRINTER TO THE KING'S MOST EXCELLENT MAJESTY
ANNO DOMINI 1950.

14 GEORGE VI.

CHAP. 56.

An Act respecting the purchase by Canadian Pacific Railway Company of shares of the capital stock of The Shawinigan Falls Terminal Railway Company.

[Assented to 1st June, 1950.]

WHEREAS Canadian Pacific Railway Company has by its petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and the House of Commons of Canada, enacts as follows:—

1. Canadian Pacific Railway Company is hereby authorized to purchase one thousand five hundred shares of the capital stock of The Shawinigan Falls Terminal Railway Company.

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14 G E O R G E V I.

CHAP. 57.

An Act to incorporate The Canadian Commerce Insurance Company.

[Assented to 1st June, 1950.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Wilfrid Laurier Esson, insurance executive, William Dempster Glendinning, chartered accountant, Merrill Des Brisay, solicitor, all of the city of Toronto, in the province of Ontario, together with such persons as become shareholders in the company, are incorporated under the name of The Canadian Commerce Insurance Company, herein-
after called “the Company”. Incorporation. Corporate name.

2. The persons named in section one of this Act shall be the provisional directors of the Company. Provisional directors.

3. The capital stock of the Company shall be five hundred thousand dollars. Capital stock.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be two hundred and fifty thousand dollars. Subscription before general meeting.

5. The head office of the Company shall be in the city of Toronto, in the province of Ontario. Head office.

6. The Company may undertake, transact and make contracts of insurance for all or any of the following classes of insurance: Classes of insurance authorized.

- (a) fire insurance;
- (b) accident insurance;
- (c) aircraft insurance;
- (d) automobile insurance;
- (e) earthquake insurance;
- (f) explosion insurance;
- (g) falling aircraft insurance;
- (h) guarantee insurance;
- (i) hail insurance;
- (j) impact by vehicles insurance;
- (k) inland transportation insurance;
- (l) live stock insurance;
- (m) machinery insurance;
- (n) personal property insurance;
- (o) plate glass insurance;
- (p) real property insurance;
- (q) sickness insurance;
- (r) sprinkler leakage insurance;
- (s) theft insurance;
- (t) water damage insurance;
- (u) weather insurance;
- (v) windstorm insurance.

Subscription
and payment
of capital
before
commencing
business.

7. (1) The Company shall not commence any business of insurance until two hundred and fifty thousand dollars of its capital stock has been bona fide subscribed, and that amount paid thereon. It may then transact the business of fire insurance, accident insurance, automobile insurance, guarantee insurance, inland transportation insurance, personal property insurance, theft insurance, and, in addition thereto, civil commotion insurance, earthquake insurance, limited or inherent explosion insurance, falling aircraft insurance, impact by vehicles insurance, limited hail insurance, sprinkler leakage insurance, weather insurance, water damage insurance, windstorm insurance, limited to the insurance of the same property as is insured under a policy of fire insurance of the Company.

Additional
amount for
certain
classes of
business.

(2) The Company shall not commence any of the other classes of business authorized by section six of this Act until the paid capital or the paid capital together with the surplus has been increased by an amount or amounts depending upon the nature of the additional class or classes of business as follows, that is to say:—for aircraft insurance, the said increase shall not be less than twenty thousand dollars; for civil commotion insurance, not less than five thousand dollars; for earthquake insurance, not less than ten thousand dollars; for explosion insurance, not less than twenty thousand dollars; for falling aircraft insurance, not less than ten thousand dollars; for hail insurance, not less

than twenty-five thousand dollars; for impact by vehicles insurance, not less than five thousand dollars; for live stock insurance, not less than twenty thousand dollars; for machinery insurance, not less than twenty thousand dollars; for plate glass insurance, not less than ten thousand dollars; for real property insurance, not less than ten thousand dollars; for sickness insurance, not less than ten thousand dollars; for sprinkler leakage insurance, not less than ten thousand dollars; for water damage insurance, not less than ten thousand dollars; for weather insurance, not less than ten thousand dollars; for windstorm insurance, not less than twenty-five thousand dollars.

(3) The Company shall, during the five years next after the date of its being registered for the transaction of fire insurance, increase its paid capital and surplus so that at the end of the first year it will be at least fifteen thousand dollars more than is required under the foregoing subsections of this section, and at the end of the second year at least thirty thousand dollars more than so required, and at the end of the third year at least forty-five thousand dollars more than so required, and at the end of the fourth year at least sixty thousand dollars more than so required, and at the end of the fifth year at least seventy-five thousand dollars more than so required.

(4) Notwithstanding anything to the contrary contained in this section the Company may transact all or any of the classes of insurance business authorized by section six of this Act when the paid capital amounts to at least two hundred and fifty thousand dollars and the paid capital together with the surplus amounts to at least five hundred thousand dollars.

(5) In this section the word "surplus" means excess of assets over liabilities, including the amount paid on account of capital stock and the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company in force.

8. The Canadian and British Insurance Companies Act, 1932, c. 46, to apply.

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Periodic
increase
of paid
capital
and surplus.

When
Company
may transact
any or all
classes of
insurance
business.

"Surplus"
defined.

14 GEORGE VI.

CHAP. 58.

An Act respecting The Limitholders' Mutual Insurance Company.

[Assented to 1st June, 1950.]

WHEREAS The Limitholders' Mutual Insurance Company has by its petition prayed that an Act be passed extending the time during which the Minister of Finance may grant to the said Company a certificate of registry, and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Notwithstanding anything in *The Canadian and British Insurance Companies Act, 1932*, or in chapter eighty-four of the statutes of 1947, An Act to incorporate The Limitholders' Mutual Insurance Company, hereinafter called "the Company", the said Act to incorporate the Company shall be deemed not to have expired and not to have ceased to be in force after the sixteenth day of July, 1949, but to have continued and to be in force for all its purposes whatsoever until the seventeenth day of July, 1951, and that the Minister of Finance may at any time not later than the sixteenth day of July, 1951, and subject to all other provisions of *The Canadian and British Insurance Companies Act, 1932*, grant to the Company a certificate of registry.

2. If the Company shall not have obtained the said certificate of registry before the seventeenth day of July, 1951, chapter eighty-four of the statutes of 1947 shall then expire and cease to be in force thereafter, except for the sole purpose of winding-up the Company's business, but otherwise it shall remain in full force and effect for all its purposes whatsoever.

14 GEORGE VI.

CHAP. 59.

An Act to incorporate Saskatchewan Mutual Insurance Company.

[Assented to 1st June, 1950.]

WHEREAS a petition has been presented praying that it ^{Preamble.} be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Henry Richard Earl, manager, Oliver Cromwell ^{Incorporation.} Lawson, farmer, Donald MacLean, retired farmer, William Kershaw, retired farmer, John Henry Evans, contractor, Edward Williamson, agent, Arthur Moxon, solicitor, John Byard Hammill, assistant manager, all of Saskatoon in the province of Saskatchewan, and Horace John Beck, farmer, of Saskatoon Postal District in the said province, together with such persons as become policyholders in the company, are incorporated under the name of "Saskatchewan Mutual Insurance Company", hereinafter called "the Company". ^{Corporate name.}

2. The head office of the Company shall be in the ^{Head office.} city of Saskatoon in the province of Saskatchewan.

3. The persons named in section one of this Act shall be ^{Provisional directors.} the provisional directors of the Company.

4. The Company may make contracts for any of the following classes of insurance upon either the cash premium or the mutual system: ^{Classes of insurance authorized.}

- (a) accident insurance;
- (b) aircraft insurance;
- (c) automobile insurance;
- (d) boiler insurance;
- (e) credit insurance;

- (f) earthquake insurance;
- (g) explosion insurance;
- (h) falling aircraft insurance;
- (i) fire insurance;
- (j) forgery insurance;
- (k) guarantee insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) livestock insurance;
- (p) marine insurance;
- (q) personal property insurance;
- (r) plate glass insurance;
- (s) real property insurance;
- (t) sickness insurance;
- (u) sprinkler insurance;
- (v) theft insurance;
- (w) water damage insurance;
- (x) weather insurance;
- (y) windstorm insurance.

Commencement of business.

5. (1) The Company may transact the business of fire insurance when bona fide applications have been received for insurance on the mutual system to an amount of at least four million dollars.

Other classes of insurance.

(2) Except as otherwise provided by *The Canadian and British Insurance Companies Act, 1932*, the Company shall not transact the business of the other classes of insurance mentioned in the next preceding section, or any of them, until its surplus amounts to at least five hundred thousand dollars.

“Surplus” defined.

(3) In this section the word “surplus” means the excess of assets over liabilities, including the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company.

Election of directors.

6. (1) There shall be elected at the first annual meeting and at each subsequent annual meeting of the Company a board of not less than nine nor more than twenty-one directors, who shall hold office as hereinafter provided.

Term of office.

(2) The Company shall, by by-law passed not less than three months prior to the holding of its second annual meeting after the passing of this Act, determine the number of directors to be elected at the said annual meeting by the policyholders. The Company may by the said by-law provide that the directors shall be elected for one, two or three years. If the by-law provides for two years’ or three years’ term of office it may also provide either (a) that the term of office shall be continuous for all directors or (b) that a certain proportion, not less than one-third, shall retire

annually. All retiring directors shall be eligible for re-election.

7. Any policyholder who holds a policy or policies of fire insurance of the Company to the amount of at least one thousand dollars, and who is not in default in respect of his cash premium or his premium note or any instalment or assessment on his premium note and who has paid in cash all liabilities incurred by him to the Company shall be eligible to be elected as a director, but he shall cease to be such director if the amount of his insurance as aforesaid becomes reduced below the sum of one thousand dollars.

8. (1) Each holder of a fire insurance policy issued by the Company who is not in default in respect of his cash premium or assessment on his premium note, shall be a member of the Company and shall have one vote for each one thousand dollars of insurance provided in his policy up to a maximum of three votes per member; and each holder of a policy issued by the Company insuring one or more motor vehicles, who is not in default in respect of his cash premium, shall be a member of the Company and shall have one vote for each motor vehicle insured in such policy up to a maximum of three votes per member.

(2) Any member who ceases to hold a valid policy shall thereupon cease to be a member.

9. Notice of every annual or special general meeting of the Company shall be published in two or more daily newspapers published at or near the place where the head office is located at least fifteen days previous to the day of the meeting.

10. All the assets of the Company including the premium notes given by policyholders shall be liable for losses occurring on all the policies of the Company. A policyholder of the Company on the mutual system shall be liable in respect of any loss or other claim or demand against the Company to the extent of the amount unpaid upon his premium note and no more.

11. In the event of the winding-up of the Company if the assets on hand at the date of winding-up, exclusive of the unearned portion of the premium notes of the policyholders on the mutual system, are insufficient to pay all the liabilities of the Company in full an assessment shall be made on the said policyholders in respect of their premium notes to an amount not exceeding the unpaid balance of such notes.

Qualifications of
directors

Voting at
meetings.

Notice of
meetings.

Liability of
assets for
losses on
policies.

Provision for
meeting
deficiency of
assets if
Company is
wound-up.

Assessment
of premium
notes and
undertakings

12. All premium notes and undertakings belonging to the Company shall be assessed under the direction of the board of directors at such intervals from their respective dates, and for such sums, as the directors shall determine; and every policyholder on the mutual system who has given a premium note or undertaking shall pay the sums from time to time payable by him to the Company during the continuance of his policy in accordance with such assessment.

Effect of non-
payment of
assessment.

13. If the assessment on the premium note or undertaking upon any policy be not paid within thirty days after the day on which the said assessment shall become due the policy of insurance for which the said assessment shall have been made shall be null and void as respects all claim for losses occurring during the time of such non-payment: Provided, always, that the said policy shall be reinstated when such assessment shall have been paid, unless the secretary give notice to the contrary to the assessed party; but nothing shall relieve the assured party from his liability to pay such assessment or any subsequent assessments.

Proviso

Right to sue
for amount
of assessment.

14. If any member or other person who has given a premium note or undertaking shall, for thirty days after the due date mentioned in the notice of assessment, neglect or refuse to pay said assessment the Company may sue for and recover the same with costs of suit and such proceeding shall not be a waiver of any forfeiture incurred by such non-payment.

Power of
Company to
deduct from
payment due
under a loss.

15. If there be any loss on property insured by the Company, the board of directors may deduct the amount of the premium note, less any paid assessments thereon, from the payment due under the loss and retain the amount so deducted until the time has expired for which insurance has been made, and at the expiration of the said time the insured shall have the right to demand and receive such part of the retained sum as shall not have been assessed against.

Distributions
to policy-
holders

16. The directors may from time to time out of the earnings of the Company distribute equitably to the holders of policies issued by the Company such sums as in the judgment of the directors are proper and justifiable.

Power to
acquire
rights, etc.,
of a certain
Saskat-
chewan
insurance
company.

17. (1) The Company may acquire by agreement to insure or otherwise the whole or any part of the rights and property, and may assume the obligations and liabilities, of The Saskatchewan Mutual Fire Insurance Company incorporated in the year 1908 under the laws of the province

of Saskatchewan pursuant to the provisions of the Mutual Fire Insurance Ordinance of the said province, in this Act called "the provincial Company", and in the event of such acquisition and assumption the Company shall perform and discharge all such duties, obligations and liabilities of the provincial Company in respect to the rights and property acquired as are not performed and discharged by the provincial Company.

(2) No agreement between the Company and the provincial Company providing for such acquisitions and assumptions shall become effective until it has been submitted to and approved by the Treasury Board of Canada.

(3) An offer by the provincial Company to make such an agreement shall be deemed to be a bona fide application for insurance for the purposes of section five of this Act.

Duties in such event.

Approval of Treasury Board.

Special application of section five of this Act

18. This Act shall come into force on a date to be specified by the Superintendent of Insurance in a notice in *The Canada Gazette*. Such notice shall not be given until this Act has been approved by a resolution adopted by at least two-thirds of the votes of the members of the provincial Company present at a meeting duly called for that purpose nor until the Superintendent of Insurance has been satisfied by such evidence as he may require that such approval has been given and that the provincial Company has ceased to do business or will cease to do business forthwith upon a certificate of registry being issued to the Company.

Conditions for bringing this Act into force.

19. The provisions of *The Canadian and British Insurance Companies Act, 1932*, shall apply to the Company except as otherwise provided in this Act.

Application of 1932, c. 46.

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14 G E O R G E V I .

CHAP. 60.

An Act to incorporate United Security Insurance Company.

[Assented to 1st June, 1950.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Frank S. Johnson, manufacturer, of the city of Montreal, province of Quebec, Curtis H. Chipman, investment broker, of the town of Bedford, province of Nova Scotia, and George B. Robertson, barrister at law, of the city of Halifax, province of Nova Scotia, together with such persons as become shareholders in the company, are incorporated under the name of "United Security Insurance Company", hereinafter called "the Company".

2. The persons named in section one of this Act shall be the provisional directors of the Company.

3. The capital stock of the Company shall be one million dollars, divided into shares of ten dollars each.

4. The amount to be subscribed before the general meeting for the election of directors is called shall be two hundred and fifty thousand dollars.

5. The head office of the Company shall be in the city of Halifax, in the province of Nova Scotia.

6. The Company may undertake, transact and make contracts of insurance for all or any of the following classes of insurance:

- (a) fire insurance;
- (b) accident insurance;

- (c) aircraft insurance;
- (d) automobile insurance;
- (e) boiler insurance;
- (f) credit insurance;
- (g) earthquake insurance;
- (h) explosion insurance;
- (i) falling aircraft insurance;
- (j) forgery insurance;
- (k) guarantee insurance;
- (l) hail insurance;
- (m) impact by vehicles insurance;
- (n) inland transportation insurance;
- (o) live stock insurance;
- (p) marine insurance;
- (q) personal property insurance;
- (r) plate glass insurance;
- (s) real property insurance;
- (t) sickness insurance;
- (u) sprinkler leakage insurance;
- (v) theft insurance;
- (w) water damage insurance;
- (x) weather insurance;
- (y) windstorm insurance.

Subscription
and payment
of capital
before com-
mencing
business.

7. (1) The Company shall not commence any business of insurance until at least two hundred and fifty thousand dollars of its capital stock has been bona fide subscribed and at least one hundred thousand dollars paid thereon. It may then transact the business of fire insurance, falling aircraft insurance, earthquake insurance, limited or inherent explosion insurance, civil commotion insurance, sprinkler leakage insurance, windstorm insurance, impact by vehicles insurance, water damage insurance, and insurance against loss of, or damage to, property other than crops caused by hail.

Additional
amount
for certain
classes of
business.

(2) The Company shall not commence any of the other classes of business authorized by section six of this Act until the paid capital, or the paid capital together with the surplus has been increased by an amount or amounts depending upon the nature of the additional class or classes of business as follows, that is to say: for accident insurance, the said increase shall not be less than forty thousand dollars; for aircraft insurance, not less than twenty thousand dollars; for automobile insurance, not less than twenty thousand dollars; for boiler insurance, not less than forty thousand dollars; for credit insurance, not less than twenty thousand dollars; for forgery insurance, not less than twenty thousand dollars; for guarantee insurance, not less than fifty thousand dollars; for hail insurance, not less than twenty-five thousand dollars; for inland transportation

insurance, not less than ten thousand dollars; for live stock insurance, not less than twenty thousand dollars; for marine insurance, not less than fifty thousand dollars; for personal property insurance, not less than ten thousand dollars; for plate glass insurance, not less than ten thousand dollars; for real property insurance, not less than twenty thousand dollars; for sickness insurance, not less than ten thousand dollars; for theft insurance, not less than twenty thousand dollars; for weather insurance, not less than ten thousand dollars.

(3) The Company shall, during the five years next after the date of its being registered for the transaction of fire insurance, increase its paid capital and surplus so that at the end of the first year it will be at least fifteen thousand dollars more than is required under the foregoing subsections of this section, and at the end of the second year at least thirty thousand dollars more than so required, and at the end of the third year at least forty-five thousand dollars more than so required, and at the end of the fourth year at least sixty thousand dollars more than so required, and at the end of the fifth year at least seventy-five thousand dollars more than so required.

(4) Notwithstanding anything to the contrary contained in this section the Company may transact all or any of the classes of insurance business authorized by section six of this Act when the amount of capital subscribed amounts to at least five hundred thousand dollars and the amount paid on its subscribed capital, together with the surplus, amounts to at least five hundred thousand dollars.

(5) In this section the word "surplus" means excess of assets over liabilities, including the amount paid on account of capital stock and the reserve of unearned premiums calculated *pro rata* for the unexpired term of all policies of the Company in force.

8. *The Canadian and British Insurance Companies Act, 1932, c. 46, to apply.*

Periodic increase of paid capital and surplus.

When Company may transact any or all classes of insurance business.

"Surplus" defined.

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14 GEORGE VI.

CHAP. 61.

An Act to incorporate Alberta Natural Gas Company.

[Assented to 1st June, 1950.]

WHEREAS the persons hereinafter named have by their Preamble. petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. John Joseph Connolly, of the City of Ottawa, in the Incorporation. Province of Ontario, one of His Majesty's Counsel; William Joseph Dick, of the City of Edmonton, in the Province of Alberta, Consulting Engineer; Abner Faison Dixon, of the City of Houston, in the State of Texas, and of the City of New York, Geologist and Engineer; Harvey Reginald McMillan, C.B.E., of the City of Vancouver, in the Province of British Columbia, Industrialist; John Wray Moyer, of the City of Calgary, in the Province of Alberta, Oil Executive; Cortelyou Ladd Simonson, of the City of New York, in the State of New York, Investment Banker, Austin Cottrell Taylor, C.B.E., of the City of Vancouver, in the Province of British Columbia, Mining Executive; together with such persons as may become shareholders in the Company, are incorporated under the name Alberta Natural Gas Company, Corporate name.

2. The persons named in section one of this Act shall be Provisional directors. the first directors of the Company.

3. The capital stock of the Company shall consist of one Capital. million two hundred and fifty thousand shares of the par value of ten dollars per share.

4. (1) The head office of the Company shall be at the Head office and other offices. city of Edmonton, in the province of Alberta, which head

Change of
situs by
by-law.

office shall be the domicile of the Company in Canada; and the Company may establish such other offices and agencies elsewhere within or without Canada as it deems expedient.

(2) The Company may, by by-law, change the place within Canada where the head office of the Company is to be situate.

Sanction of
by-law.

(3) No by-law for the said purpose shall be valid or acted upon until it is sanctioned by at least two-thirds of the votes cast at a special meeting of the shareholders duly called for considering the by-law and a copy of the by-law certified under the seal of the Company has been filed with the Secretary of State and published in the *Canada Gazette*.

General Pipe
Line Act to
apply.

5. The Company shall have all the powers, privileges and immunities conferred by, and be subject to all the limitations, liabilities and provisions of any general legislation relating to pipe lines for the transportation of gas or oil and any liquid or gaseous products or by-products thereof which is enacted by Parliament.

Powers of
company.

6. The Company, subject to the provisions of any general legislation relating to pipe lines for the transportation of gas or oil or any gaseous or liquid products or by-products thereof which is enacted by Parliament, may

Power to
construct and
operate pipe
lines.

(a) within or outside Canada construct, purchase, lease, or otherwise acquire and hold, develop, operate, maintain, control, lease, mortgage, create liens upon, sell, convey or otherwise dispose of and turn to account any and all interprovincial and/or international pipe lines and all appurtenances relative thereto for gathering, processing, transmitting, transporting, storing, and delivering, natural and artificial gas and other gaseous or liquid hydrocarbons, and purchase, or otherwise acquire, process, transmit, transport, and sell or otherwise dispose of and distribute natural and artificial gas and other gaseous or liquid hydrocarbons, and own, lease, sell, operate, and maintain aircraft and aerodromes for the purpose of its undertaking, together with the facilities required for the operation of such aircraft and aerodromes; and own, lease, operate and maintain interstation telephone, teletype and telegraph communication systems and subject to *The Radio Act, 1938*, and any other statute relating to radio, own, lease, operate and maintain interstation communication facilities;

1938, c. 50.

Power to
hold real
and persona
property.

(b) purchase, own, lease or otherwise acquire and develop and turn to account and sell, deal in and dispose of real and personal property of whatsoever nature used or capable of being used in connection with its undertaking; and

(c) exercise as ancillary and incidental to the purposes or objects set forth in this Act, the powers following, unless such powers or any of them are expressly excluded by this Act, namely, the powers set forth in paragraphs (a) to (bb) inclusive of subsection one of section fourteen of *The Companies Act, 1934*. Ancillary powers.
1934, c. 33.

7. The provisions of sections 39, 40, 59, 62, 63, 64, 65 and 91 of Part I of *The Companies Act, 1934*, apply to the Company, provided that wherever in the said section fifty-nine the words "letters patent" or "supplementary letters patent" appear, the words "Special Act" shall be substituted therefor. The Companies Act application.
1934, c. 33.

8. Sections 158, 163, 180 and 190 of Part III of *The Companies Act, 1934*, shall not be incorporated with this Act. Sections of the Companies Act inapplicable.
1934, c. 33

9. The redemption or purchase for cancellation of any fully paid preferred shares created by by-law pursuant to the provisions of this Act, in accordance with any right of redemption or purchase for cancellation reserved in favour of the Company in the provision attaching to such preferred shares, or the redemption or purchase for cancellation of any fully paid shares of any class, not being common or ordinary shares, and in respect of which the by-laws provide for such right of redemption or purchase, in accordance with the provisions of such by-laws, shall not be deemed to be a reduction of the paid-up capital of the Company, if such redemption or purchase for cancellation is made out of the proceeds of an issue of shares made for the purpose of such redemption or purchase for cancellation, or if, When redemption or purchase not a reduction of paid-up capital.

(a) no cumulative dividends, on the preferred shares or shares of the class in respect of which such right of redemption or purchase exists and which are so redeemed or purchased for cancellation, are in arrears; and

(b) if such redemption or purchase for cancellation of such fully paid shares is made without impairment of the Company's capital by payments out of the ascertained net profits of the Company which have been set aside by the directors for the purposes of such redemption or of such purchase for cancellation, and if such net profits are then available for such application as liquid assets of the Company, as shown by the last balance sheet of the Company, certified by the Company's auditors, and being made up to a date not more than ninety days prior to such redemption or purchase for cancellation, and after giving effect to such redemption or purchase for cancellation;

And subject as aforesaid, any such shares may be redeemed or purchased for cancellation by the Company on such terms and in such manner as is set forth in the provisions attaching to such shares, and the surplus resulting from such redemption or purchase for cancellation shall be designated as a capital surplus, which shall not be reduced or distributed by the Company except as provided by a subsequent Act of the Parliament of Canada.

Commission
on subscrip-
tion.

Proviso.

10. The Company may pay a commission to any person in consideration of his subscribing or agreeing to subscribe, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company, or procuring or agreeing, to procure subscriptions, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company: Provided, however, that as regards shares, such commission shall not exceed ten per centum of the amount realized therefrom.

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14 GEORGE VI.

CHAP. 62.

An Act to amend The Canadian Red Cross Society Act.

[Assented to 1st June, 1950.]

WHEREAS The Canadian Red Cross Society has prayed Preamble. that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1909, c. 68;
1916, c. 58;
1919, c. 101;
1922, c. 13;
1926, c. 5;
1931, c. 24;
1937, c. 7

1. Subsection two of section five of *The Canadian Red Cross Society Act*, chapter sixty-eight of the statutes of 1909, as enacted by section one of chapter twenty-four of the statutes of 1931, is repealed, and the following substituted therefor:

“(2) The annual value of the real estate held in Canada by or in trust for the Society shall not exceed two hundred thousand dollars.” Limit of real estate.

2. (1) Subsection one of section six of the said Act, as enacted by chapter seven of the statutes of 1937, is repealed and the following substituted therefor:

“(6. (1) The governing body of the Society shall be a Central Council. Central Council, consisting of not more than sixty members appointed or elected in such manner as may be determined from time to time by the Central Council.”

(2) Subsection three of section six of the said Act, as enacted by chapter seven of the statutes of 1937, is repealed and the following substituted therefor:

“(3) There shall be an Executive Committee consisting of not less than twenty and not more than thirty persons appointed or elected by the Central Council from its members. A majority of the members shall be a quorum.” Executive Committee. Quorum.

3. The said Act is amended by adding thereto the following section:

French
name.

“9. The name of the Society in the French language shall be ‘La Société Canadienne de la Croix-Rouge’.”

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14 G E O R G E V I .

CHAP. 63.

An Act to incorporate The Apostolic Trustees of the Friars Minor or Franciscans.

[Assented to 1st June, 1950.]

WHEREAS The Friars Minor or Franciscans, a religious Preamble order in communion with the Roman Catholic Church, is prohibited by its rules and constitution from owning or acquiring any property;

WHEREAS the persons hereinafter mentioned own and administer property situated in various parts of Canada, as trustees for The Friars Minor or Franciscans; and

WHEREAS the said persons have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. T. Taggart Smyth, Ovila Legault, Antonio Rousseau Incorporation. and J. R. Grégoire, all of the city of Montreal, province of Quebec, and Herman Bonneau, of the city of Ottawa, province of Ontario, and their successors duly appointed are hereby incorporated under the name of The Apostolic Corporation name. Trustees of the Friars Minor or Franciscans, (and in French “Les Syndics apostoliques des Frères Mineurs ou Franciscains”), hereinafter called “the Corporation”.

2. The head office of the Corporation shall be at the Head office. city of Montreal, in the province of Quebec.

3. (1) The Corporation shall have charge of the wants and material interests of The Friars Minor or Franciscans. Duties of Corporation

(2) The property which it may acquire shall be employed and administered in accordance with the rules and constitution of the said The Friars Minor or Franciscans. Application and management of property.

4. The Corporation may make, amend and repeal Power to make by-laws. by-laws for the government of its members: Provided such

Proviso.

by-laws be not inconsistent with the rules and constitution of the said The Friars Minor or Franciscans or with this Act.

When Corporation shall be bound.

5. The Corporation shall be bound by the signature and consent of the majority of the members.

Appointment and removal of syndics.

6. The members of the Corporation shall be appointed, removed and replaced, according to the rules and constitution of the said The Friars Minor or Franciscans.

Power to acquire and hold property.

7. The Corporation may purchase, take, have, hold, receive, possess, retain and enjoy property, real or personal, corporeal or incorporeal, and any or every estate or interest whatsoever, given, granted, mortgaged, devised or bequeathed to it, or appropriated, purchased or acquired by it in any manner or way whatsoever, to, for or in favour of the use and purposes of the Corporation.

Investment in and disposal of property.

8. Subject always to the terms of any trust relating thereto, the Corporation may also sell, convey, exchange, alienate, mortgage, lease or demise any real property held by the Corporation, whether by way of investment for the uses and purposes of the Corporation or not; and may also, from time to time, invest all or any of its funds or moneys, and all or any funds or moneys vested in or acquired by it for the uses and purposes aforesaid, in and upon any security by way of mortgage, hypothec or charge upon real property in any part of Canada; and for the purposes of such investment may take, receive and accept mortgages or assignments thereof, whether made and executed directly to the Corporation or to any corporation, body, company or person in trust for it; and may sell, grant, assign and transfer such mortgages or assignments either wholly or partly.

Statement.

9. The Corporation shall give the Minister of Finance when required by him a full and correct statement of all real property at the date of such statement held by the Corporation or in trust for it.

Application of mortmain laws.

10. In regard to any real property which, by reason of its situation or otherwise, is subject to the legislative authority of the Parliament of Canada, a licence in mortmain shall not be necessary for the exercise of the powers granted by this Act; but otherwise the exercise of the said powers shall in any province of Canada be subject to the laws of such province as to the acquisition and holding of lands by religious corporations, in so far as such laws apply to the Corporation.

Authority for transfer of property held in trust.

11. In so far as authorization by the Parliament of Canada is necessary, any person or corporation, in whose name any

property, real or personal, is held, in trust or otherwise, for the use and purposes aforesaid, or any such person or corporation to whom any such property devolves, may, subject always to the terms and conditions of any trust relating to such property, transfer such property or any part thereof to the Corporation.

12. Any deed or other instrument relating to real property vested in the Corporation or to any interest in such real property shall, if executed within the jurisdiction of the Parliament of Canada, be deemed to be duly executed if there are affixed thereto the seal of the Corporation and the signature of any officer of the Corporation duly authorized for such purpose or his lawful attorney. Execution of deeds.

13. (1) The Corporation may, from time to time, for the purposes of the Corporation:— Borrowing powers.

- (a) borrow money upon the credit of the Corporation;
- (b) limit or increase the amount to be borrowed;
- (c) make, draw, accept, endorse or become party to promissory notes and bills of exchange; every such note or bill made, drawn, accepted or endorsed by the party thereto authorized by the by-laws of the Corporation and countersigned by the proper party thereto authorized by the said by-laws of the Corporation, shall be binding upon the Corporation, and shall be presumed to have been made, drawn, accepted or endorsed with proper authority until the contrary is shown; and it shall not be necessary in any case to have the seal of the Corporation affixed to any such note or bill;
- (d) issue bonds, debentures or other securities of the Corporation;
- (e) pledge or sell such bonds, debentures or other securities for such sums and at such prices as may be deemed expedient;
- (f) mortgage, hypothecate or pledge any property of the Corporation, real or personal, to secure the repayment of any money borrowed for the purposes of the Corporation.

(2) Nothing in this section shall be construed to authorize the Corporation to issue any note or bill payable to bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank or to engage in the business of banking or insurance.

14. The Corporation may invest its funds, or any portion thereof, either directly in the name of the Corporation or indirectly in the name of trustees, in the purchase of such securities as it may deem advisable, and also may lend its funds or any portion thereof on any such securities. Investment of funds.

15. The Corporation may amalgamate with, absorb and take over the provincial corporation, namely, Syndics apostoliques des Frères Mineurs ou Franciscains, incorporated by chapter eighty-eight of the statutes of Quebec, 1893, as amended by chapter ninety-seven of the statutes of Quebec, 1899, and by chapter nineteen of the statutes of Quebec, 1936.

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14 G E O R G E V I .

CHAP. 64.

An Act to incorporate The Association of Kinsmen Clubs.

[Assented to 30th June, 1950.]

WHEREAS for many years the Kinsmen Clubs of the Preamble. various centres throughout Canada have supported a national organization known as "The Association of Kinsmen Clubs", hereinafter called the unincorporated association, which has since the year 1934 maintained a central national executive office at Toronto; AND WHEREAS the persons hereinafter named, being members of the executive council of the unincorporated association, have by their petition prayed that they may be incorporated for the purposes and in the manner hereinafter set forth and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. James Wilton Sutcliffe, insurance agent, Eric Cyril Apps, dentist, Erland Helmer Peterson, manager, and John Thomas Brett, barrister, all of the town of Kenora, in the province of Ontario, and Edwin Lionel Holmes, municipal clerk, of the town of Keewatin, in the province of Ontario, and such other persons, corporate bodies, or unincorporated bodies as may become associated with them for the purposes of this Act, are incorporated under the name of "The Association of Kinsmen Clubs", hereinafter called Incorporation. Corporate name.

2. The objects of the Association shall be to promote and direct fellowship among young business and professional men within Canada to the end: Objects.

- (a) that they may be improved and educated in modern business and professional methods and ethics;
- (b) that the interest of each in the welfare of his community may be stimulated;
- (c) that constitutional authority may be upheld;

(d) that a spirit of co-operation, tolerance, understanding and equality between all nations and all peoples be fostered and stimulated and that unity of thought and purpose throughout our Dominion be established toward this goal; and to this end to encourage the organization of Kinsmen Clubs, to facilitate the interchange of club privileges and the transfer of membership among Kinsmen Clubs and generally to promote the influence and effectiveness of Kinsmen Clubs.

Head office.

3. The head office of the Association shall be at the city of Toronto, in the province of Ontario, or at such other place as the Association may by by-law from time to time determine.

Executive council.

4. The affairs of the Association shall be managed by an executive council which shall be composed, elected or appointed as the Association may prescribe by by-law from time to time.

Executive council may exercise right and powers.

5. Subject to the control of the Association in general meeting the executive council may exercise all the rights and powers of the Association with the exception of those which are by this Act, by law or by the by-laws of the Association expressly required to be exercised by the Association in general meeting.

By-laws and regulations.

6. (1) The executive council may enact, amend or repeal by-laws and regulations for any and all purposes of the Association and, without limiting the generality of the foregoing, for defining and regulating:

(a) the terms and conditions of membership in the Association, and the rights, duties and privileges of the members;

(b) the number, powers and duties of the officers of the Association, and the constitution, powers, duties, quorum, term of office, and method of election of an executive council;

(c) the time and place for holding in Canada general meetings of the Association, and the notice and other requirements thereof;

(d) the calling of regular and special meetings of the executive council, the notice to be given thereof and the quorum and procedure in all respects at or concerning such meetings;

(e) the amount and times of payment of members' dues, assessments or other charges;

(f) the administration and management of the affairs of the Association in all respects.

(2) Every such by-law or regulation made by the executive council shall have force until the next general meeting of the Association, and in default of confirmation thereof shall cease and become void.

7. The persons named in section one shall be the provisional executive council of the Association and, until the first general meeting of the Association, may exercise on its behalf all the powers conferred upon it by this Act.

8. In addition to the general powers accorded to it by law and to those set forth elsewhere in this Act, the Association shall have power:

- (a) to acquire the whole or any part of the rights and properties owned or held by, for or on behalf of, the unincorporated association;
- (b) to purchase, take on lease or in exchange, hire and acquire by gift, grant, devise, legacy or otherwise and to own and hold any estate, property or rights, real or personal, movable or immovable, or any title or interest therein, and to alienate, sell, exchange, manage, develop, lease, hypothecate, mortgage or otherwise deal therewith in such manner as the Association may determine;
- (c) to borrow money for the purposes of the Association;
- (d) to establish and support or aid in the establishment and support of associations, institutions, funds and trusts organized or incorporated for educational, scientific, artistic, national or patriotic purposes, and to subscribe or guarantee money for any of the above purposes;
- (e) to draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange and other negotiable or transferable instruments;
- (f) to invest and deal with the moneys of the Association in such manner as may from time to time be determined;
- (g) to carry out all or any of the objects of the Association and do all or any of the above things as principal, agent, contractor, or otherwise, and either alone or in conjunction with others;
- (h) to do all such other things as are incidental or conducive to the attainment of the objects and the exercise of the powers of the Association.

9. The first general meeting of the Association shall be held within one year after the passing of this Act, at such place and time as the provisional executive council may determine.

Emblems.

10. The Association shall have the sole and exclusive right to have and use any emblem, badge, decoration, descriptive or design mark and title hereafter adopted by the Association for carrying out its purposes: Provided that a statement and description of such emblem, badge, decoration, descriptive or design mark and title are filed with and approved by the Secretary of State or other Minister administering *The Unfair Competition Act, 1932*.

Proviso.

1932, c. 38.

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14 G E O R G E V I .

CHAP. 65.

An Act to incorporate Prairie Transmission Lines Limited.

[Assented to 1st June, 1950.]

WHEREAS the persons hereinafter named have by their ^{Preamble} petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: THEREFORE His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. HALES HINGSTON Ross, Lumber Dealer, ALBERT ^{Incorporation.} CARLYLE EMERY, Manufacturer, WALTER HOWARD SPRAGUE, Druggist, WALTER CAMPBELL MACKENZIE, Physician, ALLAN McCLEAN, Manager, all of the City of Edmonton in the Province of Alberta, and ARCHER JOHN TOOLE, Manager, GEORGE BALLANTINE COUTTS, Publisher, both of the City of Calgary in the Province of Alberta, together with such persons as may become shareholders in the company, are incorporated under the name of Prairie Transmission ^{Corporate} Lines Limited, hereinafter called "the Company". ^{name.}

2. The persons named in section one of this Act shall ^{Provisional} directors. be the first directors of the Company.

3. The capital stock of the Company shall consist of ^{Capital stock.} five million shares without nominal or par value.

4. (1) The head office of the Company shall be at the ^{Head office.} city of Calgary, in the province of Alberta, which head office shall be the domicile of the Company in Canada; and the company may establish such other offices and agencies ^{Other offices} elsewhere within or without Canada as it deems expedient.

(2) The Company may, by by-law, change the place ^{Change of} where the head office of the Company is to be situate. ^{place.}

(3) No by-law for the said purpose shall be valid or acted upon until it is sanctioned by at least two-thirds ^{Validating} ^{by-law.}

of the votes cast at a special general meeting of the shareholders duly called for considering the by-law and a copy of the by-law certified under the seal of the Company has been filed with the Secretary of State and published in *The Canada Gazette*.

General powers.

5. The Company shall have all the powers, privileges and immunities conferred by, and be subject to all the limitations, liabilities and provisions of any general legislation which is enacted by Parliament, relating to pipe lines for the transmission and transportation of gas and oil or any liquid product or by-product thereof.

Special powers.

6. The Company, subject to the provisions of any general legislation which is enacted by Parliament, relating to pipe lines for the transmission and transportation of gas and oil or any liquid product or by-product thereof, may

(a) within the provinces of Alberta and British Columbia or outside Canada construct, purchase, lease, or otherwise acquire, and hold, develop, operate, maintain, control, lease, mortgage, create liens upon, sell, convey or otherwise dispose of and turn to account any and all interprovincial and/or international pipe lines, for the transmission and transportation of gas and oil including pumping stations, terminals, storage tanks or reservoirs and all works relative thereto for use in connection with the said pipe lines; and buy, or otherwise acquire, sell distribute or otherwise dispose of gas; and as an adjunct or correlate to pipelines for gas to have similar powers and facilities for pipelines for the transmission and transportation of oil and the acquisition and disposal of oil; and own, lease, sell, operate and maintain aircraft and aerodromes for the purpose of its undertaking, together with the facilities required for the operation of such aircraft and aerodromes; and own, lease, operate and maintain interstation telephone, teletype and telegraph communication systems and, subject to *The Radio Act, 1938*, and any other statute relating to radio, own, lease, operate and maintain interstation radio communication facilities;

(b) purchase, hold, lease, sell, improve, exchange or otherwise deal in real property or any interest and rights therein legal or equitable or otherwise howsoever and deal with any portion of the lands and property so acquired, and may subdivide the same into building lots and generally lay the same out into lots, streets, and building sites for residential purposes or otherwise and may construct streets thereon and necessary sewerage and drainage systems and build upon the same for residential purposes or otherwise and supply

any buildings so erected, or other buildings erected upon such lands, with electric light, heat, gas, water or other requisites, and lease or sell the same, upon such terms and subject to such conditions as appear requisite, either to its employees or to others; and

(c) exercise as ancillary and incidental to the purposes or objects set forth in this Act, the powers following, unless such powers or any of them are expressly excluded by this Act, namely, the powers set forth in paragraphs (a) to (bb) inclusive of subsection one of section fourteen of *The Companies Act, 1934*.

7. The provisions of subsections (4), (5), (6) and (7) of section twelve, and sections 39, 40, 59, 62, 63, 64, 65 and 91 of Part I of *The Companies Act, 1934*, apply to the Company, provided that wherever in the said subsection (7) of section twelve, and in the said section fifty-nine the words "letters patent" or "supplementary letters patent" appear, the words "Special Act" shall be substituted therefor.

8. Sections 158, 163, 180, 186, 189 and 190 of Part III of *The Companies Act, 1934*, shall not be incorporated with this Act.

9. (1) The Company shall not make any loan to any of its shareholders or directors or give whether directly or indirectly, and whether by means of a loan, guarantee, the provision of security or otherwise, any financial assistance for the purpose of, or in connection with a purchase made or to be made by any person of any shares in the Company: Provided that nothing in this section shall be taken to prohibit:

(a) the making by the Company of loans to persons other than directors, bona fide in the employment of the Company with a view to enabling or assisting those persons to purchase or erect dwelling-houses for their own occupation; and the Company may take, from such employees, mortgages or other securities for the repayment of such loans;

(b) the provision by the Company, in accordance with any scheme for the time being in force, of money for the purchase by trustees of fully paid shares in the capital stock of the Company, to be held by, or for the benefit of employees of the Company, including any director holding a salaried employment or office in the Company; or

(c) the making by the Company of loans to persons, other than directors, bona fide in the employment of the Company, with a view to enabling those persons to purchase fully paid shares in the capital stock of the

Application
of The Com-
panies Act.
1934, c. 33.

Sections of
The
Companies
Act not
incorporated.

Loans to
shareholders
or directors
prohibited.

Company, to be held by themselves by way of beneficial ownership.

Powers exercised by-law. (2) The powers under paragraphs (b) and (c) of subsection one of this section shall be exercised by by-law only.

Liability of officers where loans made. (3) If any loan is made by the Company in violation of the foregoing provisions, all directors and officers of the Company making the same or assenting thereto, shall, until repayment of said loan, be jointly and severally liable to the Company and to its creditors for the debts of the Company then existing or thereafter contracted: Provided that such liability shall be limited to the amount of said loan with interest.

Proviso.

When redemption or purchase not a reduction of paid-up capital.

10. The redemption or purchase for cancellation of any fully paid preferred shares created by by-law pursuant to the provisions of this Act, in accordance with any right of redemption or purchase for cancellation reserved in favour of the Company in the provision attaching to such preferred shares, or the redemption or purchase for cancellation of any fully paid shares of any class, not being common or ordinary shares, and in respect of which the by-laws provide for such right of redemption or purchase, in accordance with the provisions of such by-laws, shall not be deemed to be a reduction of the paid-up capital of the Company, if such redemption or purchase for cancellation is made out of the proceeds of an issue of shares made for the purpose of such redemption or purchase for cancellation, or if,

(a) no cumulative dividends, on the preferred shares or shares of the class in respect of which such right of redemption or purchase exists and which are so redeemed or purchased for cancellation, are in arrears; and

(b) if such redemption or purchase for cancellation of such fully paid shares is made without impairment of the Company's capital by payments out of the ascertained net profits of the Company which have been set aside by the directors for the purposes of such redemption or of such purchase for cancellation, and if such net profits are then available for such application as liquid assets of the Company, as shown by the last balance sheet of the Company, certified by the Company's auditors, and being made up to a date not more than ninety days prior to such redemption or purchase for cancellation, and after giving effect to such redemption or purchase for cancellation;

and subject as aforesaid, any such shares may be redeemed or purchased for cancellation by the Company on such terms and in such manner as is set forth in the provisions attaching to such shares, and the surplus resulting from such redemption or purchase for cancellation shall be designated

as a capital surplus, which shall not be reduced or distributed by the Company except as provided by a subsequent Act of the Parliament of Canada.

11. The Company may pay a commission to any person in consideration of his subscribing or agreeing to subscribe, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company or procuring or agreeing to procure subscriptions, whether absolute or conditional, for any shares, bonds, debentures, debenture stock or other securities of the Company: Provided, however, that as regards shares, such commission shall not exceed ten per centum of the amount ^{Proviso.} realized therefrom.

Commission
on subscrip-
tion.

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14 GEORGE VI.

CHAP. 66.

An Act to incorporate Ukrainian National Federation of Canada.

[Assented to 1st June, 1950.]

WHEREAS the persons hereinafter named have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Wladimir Kossar, agricultural editor, of the city of St. Boniface, in the province of Manitoba, William Hultay, druggist, of the city of Toronto, in the province of Ontario, Leon Wowk, business manager, of the city of Saskatoon, in the province of Saskatchewan, Anna Tarnowecsky, married woman and business manager, William Hladun, business manager, and Michael Steven Pohorecky, editor, all of the city of Winnipeg, in the province of Manitoba, together with such persons as become members of the association hereby incorporated, are constituted a body politic and corporate under the name of “Ukrainian National Federation of Canada”, hereinafter called “the Association”, for the purposes set out in this Act and for the purpose of administering the property and other temporal affairs of the Association.

2. The persons named in section one of this Act shall be Directors the provisional directors of the Association and shall constitute the first board of directors.

3. (1) The head office of the Association shall be in the city of Winnipeg, in the province of Manitoba, or at such other place in Canada as may be decided by the Association.

(2) Notice in writing shall be given to the Secretary of State by the Association of any change in the head office

and a copy of such notice shall be published forthwith in *The Canada Gazette*.

Objects.

4. The objects of the Association shall be:

(a) to unite fraternally all persons of Ukrainian origin within Canada who desire, and are entitled, to become members of the Association, into a non-partisan and non-sectarian body in accordance with its constitution and by-laws;

(b) to promote and encourage good Canadian citizenship, patriotic endeavour, mutual improvement and assistance, amongst its members, and to enhance and improve the moral, social and cultural life of its members;

(c) to acquire, maintain and operate clubs, community homes and halls and meeting places for the benefit of its members, and to furnish, stock and equip the same with such furniture, furnishings, plants, animals, implements, equipment, libraries and means of entertainment, recreation and amusement, as may by the Association be considered desirable;

(d) to acquire and maintain museums in connection with any premises of the Association for the interest, education or benefit of its members;

(e) to levy upon its members, or upon branches to whom it has granted charters as authorized herein, fees or assessments from time to time as may be required for the support of the Association and the carrying out of its objects, and to raise funds for the purposes of the Association by such means, with others, as providing entertainments and places of amusement;

(f) to exercise such other powers as may be necessary to accomplish the aforesaid objects.

5. The business of the Association shall be carried on without the purpose of gain for its members and any property or other accretions to the Association shall be used in promoting its objectives.

Management.

6. The Association shall be governed and its affairs shall be managed by a board of directors to be chosen in such manner and number, from time to time, as may be determined by the by-laws of the Association.

Power to make by-laws.

7. (1) The directors of the Association may, from time to time, make, repeal, amend or re-enact by-laws and rules, not contrary to law nor inconsistent with the provisions of this Act, for:

(a) defining the terms and conditions of membership in the Association, and the rights, duties and privileges of all classes of members;

(b) the administration, management and control of the property, business and other affairs of the Association;

(c) the appointment, powers, duties, quorum, term of office, and method of election of the directors;

(d) the appointment, designation, functions, duties and remuneration of all officers, agents and servants of the Association;

(e) the appointment of committees and the designation of their duties;

(f) the calling of meetings, annual or special, of the Association, and of meetings, periodical or special, of the directors and of committees;

(g) the fixing of the quorum necessary at, the procedure in all respects at or concerning, and all other requirements of, any meeting of the Association, or of its directors or committees;

(h) generally, for carrying out the objects of the Association.

(2) Every such by-law, excepting by-laws made respecting officers, agents and servants of the Association, and every repeal, amendment or re-enactment thereof, unless in the meantime confirmed at a special general meeting of the Association duly called for that purpose, shall only have force until the next annual meeting of the Association, and in default of confirmation thereat, shall, at and from that time, cease to have force.

8. (1) Subject to the constitution, by-laws and rules of the Association, branches of the Association may be established at any place in Canada, under such title and designation and subject to such conditions and provisions, and with such powers not exceeding those conferred upon the Association by this Act, as the Association may determine by by-law.

Power to establish branches of the Association.

(2) Except in so far as may be otherwise provided by the by-laws of the Association, the Association shall not have any rights in the assets of any such branch, or be liable for any of the debts or obligations of any such branch; and no branch shall have any rights in the assets or be liable for any of the debts or obligations of the Association, or of any other branch thereof.

Assets, etc., of branches.

(3) The expression "branches" shall also include Ukrainian Women's Organization of Canada, Ukrainian National Youth Federation and Ukrainian War Veterans Association, organizations organized or carried on for the purpose of assisting the Association in carrying out its purposes and objects as defined herein, which, pursuant to the by-laws of this Association, become branches of the Association.

"Branches" defined.

9. (1) The Association and any branch of the Association, may take, hold, possess and acquire by purchase, lease,

Power to acquire and hold property.

exchange, donation, devise, bequest, endowment or otherwise, any property, real or personal, required for the actual use and occupation of the Association or any branch of the Association, or necessary or requisite for carrying out the purposes and objects of the Association, and may sell, mortgage, pledge, hypothecate or alienate such property in any manner whatsoever.

(2) The right of a branch to sell, mortgage, hypothecate or alienate such property shall be subject to approval by the board of directors.

(3) The real and immovable, personal and movable property of any branch suspended by by-law shall vest in the Association and only such assets shall be liable for debts or liabilities of such branch.

Execution of documents

10. Any deed or other instrument relating to real estate vested in the Association or to any interest in such real or personal estate shall, if executed within the jurisdiction of the Parliament of Canada, be deemed to be duly executed if there is affixed thereto the seal of the Association and there is thereon the signature of the officers of the Association duly authorized for such purposes.

Borrowing powers.

11. (1) If authorized by by-law, sanctioned by the vote of not less than two-thirds of the members present at any general meeting of the Association duly called for considering the by-law, the directors may, from time to time, as and when required for the objects of the Association:

(a) borrow money upon the credit of the Association;

(b) limit or increase the amount to be borrowed;

(c) make, accept, draw, endorse and execute bills of exchange, promissory notes and other negotiable instruments;

(d) issue bonds, debentures, or other securities of the Association for sums not less than one hundred dollars each, and pledge or sell the same for such sums and at such prices as may be deemed expedient;

(e) hypothecate, mortgage or pledge any real or personal property of the Association, to secure any money so borrowed for the objects of the Association, or any bonds, debentures or other securities so issued, pledged or sold;

(f) invest the funds of the Association in such manner and upon such securities as are determined by the by-laws.

(2) If authorized by a two-thirds vote of the members present at a meeting called for the purpose, any branch of the Association may from time to time exercise all powers contained in subsection one of this section, subject to approval of the board of directors.

(3) Nothing in this section shall be construed to authorize the Association, or any branch, to issue any note or bill

payable to bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank, or to engage in the business of banking or insurance.

12. The persons named in section one of this Act, or a ^{First meeting.} majority of them, shall have authority to call the first meeting of the Association at such time and place as they may agree upon and on such notice as they may consider sufficient for the purpose.

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14 GEORGE VI.

CHAP. 67.

An Act respecting United Grain Growers Limited.

[Assented to 1st June, 1950.]

WHEREAS United Grain Growers Limited has prayed ^{Preamble.}
that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition: THEREFORE His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—
^{1911, c. 80;}
^{1915, c. 73;}
^{1917, c. 79;}
^{1918, c. 74;}
^{1940-41, c. 40.}

1. Section four of chapter eighty of the statutes of 1911, as amended by section three of chapter seventy-nine of the statutes of 1917, is repealed and the following substituted therefor: ^{Increase of capital stock.}

“**4.** The capital stock of the Company shall be seven million five hundred thousand dollars.”

2. Notwithstanding anything contained in chapter eighty of the statutes of 1911, chapter seventy-three of the statutes of 1915, chapter seventy-nine of the statutes of 1917, chapter seventy-four of the statutes of 1918, and chapter forty of the statutes of 1941, or in Part III of *The Companies Act, 1934*, the Company may by by-law enacted by the directors in accordance with the terms of a resolution approved by a majority of the delegates present at a general or special meeting duly called for the purpose of considering such resolution, convert one hundred thousand of the unissued Class “B” (Membership) shares of the Company of the par value of five dollars each, into twenty-five thousand Class “A” shares of the Company of the par value of twenty dollars each, to which shall be attached the rights, preferences, restrictions and limitations which are attached to the said Class “A” shares. ^{Conversion of 100,000 un-issued Class “B” shares into 25,000 Class “A” shares.}

3. Notwithstanding anything contained in the hereinbefore recited statutes or in Part III of *The Companies Act, 1934*, the Company may from time to time by by-law ^{Creation and issue of shares representing increase in capital stock.}

enacted by the directors in accordance with the terms of a resolution approved by a majority of the delegates present at a general or special meeting duly called for the purpose of considering such resolution, create and authorize the issue of shares of one or more classes representing the whole or part of the increase in the capital stock of the Company authorized by section one hereof, the shares of any class so created being of such number and having such par value and having attached thereto such rights, preferences, restrictions and limitations as may be provided in the by-law creating such class or classes of shares, including restrictions and limitations on the right of the holders thereof to take part in the selection of delegates or to act as delegates or otherwise, and without limiting the generality of the foregoing, the Company may from time to time by by-law of the directors create and authorize the issue of additional Class "A" shares of the Company representing the whole or part of the said increase in the capital stock, having a par value of twenty dollars each and having attached thereto the rights, preferences, restrictions and limitations attached to the present Class "A" shares of the Company: Provided that any shares to which there is attached any preference in respect of dividends or return of capital may be made subject to a right of the Company to redeem such shares in whole or in part on such terms as may be specified in the by-law: Provided further that the aggregate par value of the shares of all classes created pursuant to this section shall not exceed two million five hundred thousand dollars.

Proviso.

Proviso.

Repeal of limitation on number of shares held by any shareholder.

4. Section five of chapter eighty of the statutes of 1911, as amended by section four of chapter seventy-nine of the statutes of 1917, is repealed.

5. Section six of chapter eighty of the statutes of 1911 is repealed and the following substituted therefor:

Qualifications of holders of voting shares.

"**6.** Those persons only who are farmers or owners or lessees of farms, or the wives of such persons, shall be eligible to hold shares in the Company to the ownership of which there is attached the right to take part in the selection of delegates or the right to act as delegate; provided that if authorized by resolution adopted by a vote of not less than two-thirds of the delegates present at any meeting of the Company, not more than five per cent of such shares issued and outstanding may be allotted or transferred to or may be held by any person or persons not so eligible."

6. Section eight of chapter eighty of the statutes of 1911 is repealed and the following substituted therefor:

8. A holder of shares of the capital stock of the Company to the ownership of which there is attached the right to take part in the selection of delegates shall have but one vote, and shall not be entitled to a vote for each share held by him.

7. Paragraph (b) of section three of chapter forty of the statutes of 1940-41 is repealed and the following substituted therefor:

"(b) limit the number of shares of any class or of all classes together which may be held by any shareholder, and vary or remove any such limitation, either generally, or in regard to any class or classes of shares."

8. The Company shall have as ancillary and incidental to the purposes and objects set forth in the hereinbefore recited statutes and in this Act, the powers set forth in paragraphs (a) to (bb) both inclusive of subsection one of section fourteen of *The Companies Act, 1934*.

9. The following subsections are added to section seventeen of chapter eighty of the statutes of 1911:

"(3) The Company may from time to time, by by-law, provide that in lieu of payment in cash, the whole or any part of any distributee's proportion of such distribution be paid by one or more of the following methods:

Voting power of shareholders

Power to limit number of shares held by any shareholder, and to vary or remove limitation.

Ancillary powers.

Modes of payment of patronage dividends.

- (a) by the issue to the distributee of a fully paid up share or shares of the Company at the par value thereof;
- (b) by the application thereof on account of payment for any share or shares of the Company issued to a distributee member;
- (c) by the application thereof in or towards payment of any liability of a distributee member to the Company;
- (d) by the issue of certificates of indebtedness of the Company payable at a future date;
- (e) by the application thereof in fulfilment of an obligation of a distributee member to make a loan to the Company.

(4) In this section the word "member" means the holder of a Class "B" (Membership) share of the Company."

10. Notwithstanding anything contained in this Act or in the hereinbefore recited statutes or in Part III of *The Companies Act, 1934*, whenever by this Act or any of the hereinbefore recited statutes the directors are authorized to enact a by-law in accordance with the terms of a resolution adopted or approved by the delegates or a majority or a specified majority or proportion of the delegates pres-

By-laws enacted pursuant to resolution of delegates do not require confirmation

ent at a general or special meeting, any by-law enacted by the directors in accordance with the terms of any such resolution shall not require to be confirmed by the shareholders or delegates.

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